

## **MINUTES**

### **MONTANA HOUSE OF REPRESENTATIVES 61st LEGISLATURE - REGULAR SESSION**

#### **COMMITTEE ON BUSINESS AND LABOR**

**Call to Order:** Chairman Bill Wilson, on February 12, 2009 at 8:30 A.M., in Room 172 Capitol.

#### **ROLL CALL**

**Members Present:**

Rep. Bill Wilson, Chairman (D)  
Rep. Bill Beck, Vice Chairman (R)  
Rep. Michele Reinhart, Vice Chairwoman (D)  
Rep. Elsie Arntzen (R)  
Rep. Shannon Augare (D)  
Rep. Paul Beck (D)  
Rep. Tom Berry (R)  
Rep. Carlie Boland (D)  
Rep. John Fleming (D)  
Rep. Timothy Furey (D)  
Rep. Chuck Hunter (D)  
Rep. Harry Klock (R)  
Rep. Mike Milburn (R)  
Rep. Pat Noonan (D)  
Rep. Scott Reichner (R)  
Rep. Cary Smith (R)  
Rep. Gordon Vance (R)  
Rep. Jeffery Welborn (R)

**Members Excused:** None

**Members Absent:** None

**Staff Present:** Santella Baglivo, Committee Secretary  
Bart Campbell, Legislative Branch

**Audio Committees:** These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

**Committee Business Summary:**

Hearing & Date Posted: HB 451, 2/5/2009; HB 357, 2/5/2009

Executive Action: None

**HEARING ON HB 451**

**Opening Statement by Sponsor:**

00:00:53 Rep. Bob Ebinger (D), HD 62, opened the hearing on HB 451, Require disclosure and warranties by builder or developer of new residences.

**Proponents' Testimony:**

00:03:53 Dustin Stewart, Executive Director, Montana Building Association  
00:07:22 Bill Pierce, Residential Builder, Helena, Montana  
00:10:48 Richard Smith, Residential Builder, Bozeman, Montana  
00:13:34 Rick Hill, Montana Building Industry Association  
00:14:53 Carl Schweitzer, Executive Director, Montana Subcontractors Association  
00:15:49 Chip Pigman, Builder, Ravalli County  
00:16:40 Jack Walsh, Helena Building Industry Association

**Opponents' Testimony:** None

**Informational Testimony:** None

**Questions from Committee Members and Responses:**

00:17:08 Rep. Furey  
00:17:51 Mr. Stewart  
00:18:39 Rep. Furey  
00:18:59 Mr. Stewart  
00:20:08 Rep. Boland  
00:20:34 Mr. Stewart  
00:21:29 Rep. Reinhart  
00:21:50 Mr. Stewart  
00:23:56 Rep. Reinhart  
00:24:31 Mr. Stewart  
00:25:36 Rep. Reinhart  
00:25:38 Rep. Milburn  
00:26:15 Mr. Stewart  
00:27:35 Rep. Milburn  
00:28:09 Mr. Stewart  
00:29:26 Rep. Hunter

00:31:06 Mr. Stewart  
00:32:37 Rep. Hunter  
00:32:56 Mr. Stewart  
00:34:33 Rep. Smith  
00:35:01 Mr. Stewart  
00:35:43 Rep. Reinhart  
00:35:59 Mr. Stewart  
00:36:11 Rep. Reinhart  
00:36:16 Rep. P. Beck  
00:36:25 Mr. Stewart  
00:36:49 Rep. Reinhart  
00:37:04 Mr. Stewart  
00:37:30 Rep. Furey  
00:37:56 Mr. Stewart

**Closing by Sponsor:**

00:39:06 Rep. Ebinger  
**EXHIBIT** (buh33a01)

00:40:43 Chairman Wilson calls a recess.  
01:04:54 Chairman Wilson resumes hearing.

**HEARING ON HB 357**

**Opening Statement by Sponsor:**

01:05:23 Rep. Tom Berry (R), HD 45, opened the hearing on HB 357, Shorten delay period for when contractor pays % on late payment to subcontractor.

**Proponents' Testimony:**

01:06:28 Carl Schweitzer, Executive Director. Montana Subcontractors Association  
01:11:45 Zach Pallister, Montana Subcontractors Association  
01:14:36 Katherine Smith, CFO, Dick Anderson Construction  
01:17:55 Cary Hegreberg, Montana Contractors Association

**Opponents' Testimony:** None

**Informational Testimony:** None

**Questions from Committee Members and Responses:** None

**Closing by Sponsor:**

01:19:52 Rep. Berry

**Discussion on Committee Bill:**

01:20:27 Chairman Wilson

**EXHIBIT (buh33a02)**

01:22:27 Rep. Milburn

01:22:35 Chairman Wilson

01:22:42 Mr. Campbell

01:23:21 Chairman Wilson

01:23:46 Mr. Campbell

01:24:23 Chairman Wilson

01:24:47 Rep. Reichner

01:25:09 Chairman Wilson

01:25:59 Rep. Noonan

01:26:12 Mr. Campbell

01:26:36 Chairman Wilson

01:26:41 Mr. Campbell

01:26:51 Chairman Wilson

01:27:30 **Motion:** Chairman Wilson moves to request and introduce, allowing Cascade County to acquire a liquor license from the City of Great Falls as a committee bill.

01:27:47 **Motion/Vote:** Rep. Reichner **CALLED THE QUESTION ON REQUESTING AND INTRODUCING A COMMITTEE BILL.** Motion carried unanimously by voice vote. Rep. Augare and Arntzen voting by proxy.

01:28:31 Chairman Wilson

**Additional Documents**

**ADJOURNMENT**

01:30:29 Adjournment: 10:00 A.M.

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Santella Baglivo, Secretary

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Additional Documents:

**EXHIBIT ([buh33aad.pdf](#))**